IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 4145 of 2005

Between:

Mr. Rama Setty Venkateshwar Rao, S/o Sita Ramaiah,
R/o H.No. 6-3-179/B4/33, New Boiguda, Secunderabad.

..... PETITIONER

AND

1 The District Collector, Ranga Reddy District at Saifabad, Hyderabad.
2 The District Registrar, Ranga Reddy District.
3 The Sub Registrar, Medchal, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ, order or direction more particularly one in the nature of Writ of Mandamus calling for the record from the 1st respondent herein relating to circular instructions R.C.No. E2/406/2001, dated 6-2-2001 and declare the same as illegal, arbitrary and violative of Article 14 and 19 of the Constitution of India and Ultra vires of the Registration Act and consequently direct the 2nd and 3rd respondent herein to register the sale deeds in respect of the petitioner's land bearing Plot Nos. 82, 83,104 and 105 admeasuring 400 Sq. Yds or 334.4 Sq. Meters in Survey No. 329/2 situated at Gajularamaram Village, Qutubullapur Mandal, Medchal, Ranga Reddy District in favour of the prospective purchasers and pass such other order or orders.

Counsel for the Petitioner: MR.N.CHANDRADHAR RAO

Counsel for the Respondents: GP FOR REVENUE

The Court at the admission stage made the following :

O R D E R:

This writ petition is filed seeking a writ of Mandamus to declare the action of the first respondent in issuing the circular instructions dated 06-02-2001, in which the Sub-Registrars were directed not to entertain any documents for registration of lands, as arbitrary and illegal.

When the matter is taken up for consideration, the learned Government Pleader for Revenue, under instructions, states that the Government had already issued a notification dated 09-03-2005 under Section 22-A of the Registration Act, 1908 (hereinafter referred to as 'the Act') declaring the registration of the documents in respect of certain properties situated in Ranga Reddy District including the land in question situated in Survey No. 329/2 as opposed to public policy. In view of the same, the relief sought for in this writ petition cannot be granted.

The writ petition is accordingly dismissed. However, liberty is granted to the petitioner to challenge the said notification, if he is so advised. No costs.

(G. ROHINI, J)

Date:14-03-2005

ghn

To

1 The District Collector, Ranga Reddy District at Saifabad, Hyderabad.
2 The District Registrar, Ranga Reddy District.
3 The Sub Registrar, Medchal, Ranga Reddy District.

4 Two CCs to the Government Pleader for Revenue, High Court of A.P., Hyderabad. (O.U.T.)

5. Two CD copies.